

# **Exhibit A**

RECEIVED  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

2008 FEB 14 2008 10:20 AM (EST) CLERK'S OFFICE

**CHARLES J. DIVEN, JR., ESQ.**  
ATTORNEY AT LAW

February 14<sup>th</sup>, 2006

Chagaris Law Firm, P.A.  
P.O. Box 1408  
Davidson, NC 28036

*By Fax 704-894-9673*

Rc: KA v Hawthorne Mills

Dear Ms. Chagaris,

I am writing because I cannot advise Carl Mancini in any way on the status of the North Carolina matter. He received a note from you that the litigation was "jinxed." I had previously told Carl Mancini that we had withdrawn the first action in order to take away jurisdiction from the Court and discontinue the pending hearing. I had also informed Carl that you filed a subsequent complaint which we were going to pursue. Carl did receive a copy from you of the summons in the new matter.

I have called and written to you over the past year to co-ordinate the prosecution of the new case but you have not called me back. Carl has at issue almost \$2,000,000.00 and he is growing considerably impatient at my inability to tell him what is going on. Please share the information with me so that I can help. I cannot keep him patient when I do not know what is going on. Thank you.

Sincerely,

Charles J. Diven, Jr., Esq.